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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR(S) : Brian Feeney et al.
TITLE : GAME BALL WITH IMPROVED
MOISTURE RESISTANCE
APPLICATION NO. : 09/248,595
FILED : February 11, 1999
CONFIRMATION NO. : 8963
EXAMINER : Mitra Aryanpour
ART UNIT : 3711
LAST OFFICE ACTION : April 2, 2004
ATTORNEY DOCKET NO. : P-5761-SPALD
RUSS 200007

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant hereby appeals to the Board from a decision of the primary Examiner
mailed **April 2, 2004** finally rejecting claim 3.

The items checked below are appropriate:

1. **STATUS OF APPLICANT**

☒ This application is on behalf of other than a small entity.

2. **FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. 1.17(b) the fee for filing the Notice of Appeal is:

☒ other than a small entity \$340.00

3. **EXTENSION OF TERM**

10/05/2004 MAHHE1 00000062 09248595

01 FC:1401
02 FC:1253

340.00 OP
980.00 OP

☒ Applicant(s) hereby petitions the Commissioner under 37 C.F.R. §1.136(a) for a 3-month extension of time up to and including October 2, 2004 in which to file the accompanying Notice of Appeal. The amount of \$980.00 for the extension fee is enclosed herewith. Applicant(s) request any additional extensions of time that may be necessary and authorize the extension of time fees or any deficiency in fees herewith to be charged to Deposit Account No. 06-0308.

4. **TOTAL FEES DUE**

The total fee due is:

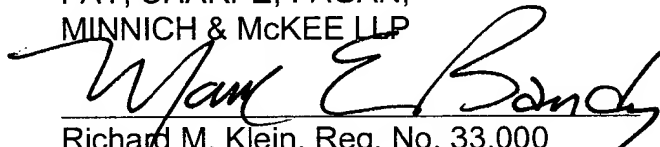
Notice of Appeal Fee: \$340.00

Extension of Time Fee: \$980.00

5. **FEE PAYMENT**

Attached is a check in the amount of \$340.00 and a check in the amount of \$980.00. If any additional extension and/or fees are required this is a request therefor and charge Deposit Account No. 06-0308.

Respectfully submitted,
FAY, SHARPE, FAGAN,
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CERTIFICATE OF MAILING

I certify that this Notice Of Appeal From The Primary Examiner To The Board Of Patent Appeals And Interferences is being

☐ deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

☒ transmitted via facsimile under 37 C.F.R. § 1.8 on the date indicated below.
☒ deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to: MAIL STOP AF, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No.: <i>EV 47102307645</i>	Signature <i>Mary Ann Temesvari</i>
Date <i>Oct. 1, 2004</i>	Printed Name Mary Ann Temesvari